

MINUTES
UTAH
RADIOLOGY TECHNOLOGIST LICENSING BOARD
MEETING

January 6, 2011

Room 402 – 4th Floor –2:00 p.m.
Heber Wells Building
Salt Lake City, UT 84111

CONVENED: 2:05 p.m.

ADJOURNED: 4:37

Bureau Manager:

Clyde Ormond

Board Secretary:

Neena Bowen

Board Members Present:

Troy Dicou – Chairperson
Rex Christensen
Alexis Nieves
Loy Ann Hunt
Ruth Potkins
John Bell

Guests:

Joanna Riegert
Benjamin Palmer
Brian Adams
Roman Wallna
Valisa Facer
Angie Ackerman
Amy Ballard
Clark Davidson, CEO for Mountain medical

DOPL Staff Present:

Connie Call – Compliance Assistant

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:
Welcome Dr John Bell

Mr. Ormond issued the oath of office to Mr John Bell to reside as a board member. Mr Ormond explained that the laws and rules for Radiology are set by statute and by rule, Title 58-1 and R 156-1.

Elections for board chairman for 2011:

Mr. Dicou's one year term has come to an end as chairman.

Ms. Hunt seconded by Mr. Dicou nominated Rex Christensen for chairman.

Ms. Potkins seconded by Mr. Christensen nominated Ms. Hunt. There were four votes for Mr. Christensen, two votes for Ms Hunt. Mr. Christensen will serve as Board chairman

Approval of the January 7, 2010 Board Meeting Minutes and the minutes from July 1st, 2010

APPOINTMENTS:

2:30 p.m. Ballard, Amy

for 2011. Mr. Dicou continued in conducting the remainder of the meeting.

Mr. Dicou presented the January 7, 2010 minutes. Ms. Potkins seconded by Mr. Nieves made a motion to approve the January 7, 2010 Board Meeting Minutes, with a revision to the corrections of the name change for the July 7," 2010. Loy Ann Hunt was present and Carla Willard absent. The motion carried unanimously.

Ms. Ballard is non compliant. She appeared for her scheduled probationary appointment with the Board, and submitted her "Employer Report". The report was to be submitted by December 20th. The Board questioned her regarding her failure to comply with the Board by not submitting her "Employer Reports on time". She has not been working for the past 60 days. She failed to notify Ms Call within one week that she was not working. The board did not release her from probation for being non compliant. Ms Ballard will be scheduled to meet for the next board meeting.

2:45 p.m. Kevin Marshall

Mr. Marshall is non compliant. He was scheduled for a phone interview at 2:45, there was no answer. A message was left by Rex Christensen asking him for a return phone call. Ms Call left a message letting him know he was marked as being non compliant because he did not answer when he was called. His Employer report was received but he is currently not employed

3:00 p.m. Brian Adams- President of USRPE

Mr. Adams explained the definition of USRPE, Utah Society of Radiology Physician Extenders. Mr. Dicou explained that most of the individuals here are RA's or RT's or both, and that the existing bill that identifies the bill be amended and recognized as an RA in conjunction with that the scope and responsibilities in the law be amended to reflect that. Discussion as to whether the amendment to the bill makes sense as the location for scope of practice, or whether we recommend the bill identify rules amendment reflect scope of practice rather in the rules than the bill. Mr Adams has received feed back from the individuals on the proposal. The RPA versus RRA. RPA is a testing agency. RRA is a credential that you get from the ARRT; they both qualify you to be a radiologist assistant. We will refer to ourselves as (RA's), radiologist assistants. The major responsibilities are flouro procedures, low risk procedures, hip injections, GI studies and the majority of what the technologists are out there doing. Mr Davis explained he has been employing RPA's, RA's, for many years now and how they are a critical part of our practice. They help the radiologist to function. They work under the supervision of

a radiologist and also trained by the radiologist. The procedures their doing help the radiologist to be able to focus on the more productive things they need to be doing. We see the RA's as another valuable extender which allows us to provide better service to the community. The RA's are proposing to be able to provide their services under direct supervision which would allow the radiologist to be in the same building but be immediately available to contact. If we don't have state law, supervision levels are still going to be in effect. The two concerns, one being to be able to work in the state as a recognized professional and the 2nd is recognition from CMS to recognize your practice and reimburse for your practice without the burdensome level of supervision now in place. The state will give them permission to do the procedure and CMS will allow them to bill for the procedure. CMS isn't over whether it's legal for them to practice or not. They are waiting for the federal proposal to go through. Mr Dicou stated that the current law and rule is pretty open, much of what is proposed through scope of practice would be allowed in the state of Utah as an RT without recognition and as an RA, but won't be unless the federal law goes into effect. This is setting up in anticipation for when it does.

The guests are here today to review the proposed changes to the existing legislation that identifies the radiology technician and the licensed practical technician by law in the state of Utah. The proposal would change the identity of the two professions that we do have a governor over is that the RA's are governed the same as these two professions with DOPL. Coming to the board, they are saying this is what we propose and if the board approves this and endorses this, then this can be turned over to legislation.. Mr Ormond shared concerns that the Division takes a neutral position on this issue. You can pass it by the board and discuss this but you can't ask the board to make a recommendation one way or another. You can ask question and discuss concerns with the board. Mr. Adams will go over the proposed amendment to the bill 58-54-1. A change to Radiologic Technologist, Radiologist Assistant. 58-54-2, Discussion as to the amendments for direct supervision to mean the physician must be present in the office suite or facility and immediately available to furnish assistance and direction throughout the performance of the procedure. It does not mean that the physician must be present in the room when the procedure is performed. A concern was raised that general supervision would be the appropriate term to use so as not to change the meaning of direct supervision. But from the CMS standpoint this would be the correct definition. 58-1-501 unprofessional conduct to include (g:) the interpretation of images, rendering of a diagnosis or prescriptions of medications or therapies by a

radiologist assistant licensed under this chapter. 58-54-3 That a licensing board consist of five RT's, one RPT, one RA, one radiologist, and one member from the general public. 58-54-5 Requirements for an RA and RT, (5) a, b, c, to obtain a bachelor degree. Discussion to put the scope of practice into the statute instead of the rule.

DISCUSSION ITEMS:

Business License vs Professional Licenses

Mr. Christensen voiced a concern with individuals having to obtain a business license in each city to be an RT. Troy Dicou voiced that this was probably a miscommunication and may not be correct. That further research should be looked at.

LXMO curriculum – Troy Dicou

Mr. Dicou would like to use the Limited X-Ray Machine Operator Curriculum as a basis for training and supervision requirements for new individuals and would like the board to continue to review this.

No answers on Applications/Renewals and how to handle them

Mr Ormond discussed renewing online and the four questions that are to be answered. How does the board perceive to handle answers that are marked incorrectly? Are these answered honestly or is the individual being dishonest. The Board discussed the issue but no conclusion was made.

ADJOURN:

Meeting adjourn

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

April 7, 2011

Date Approved

Troy Dicou

Chairperson, Radiology Technologist Licensing Board

April 7, 2011

Date Approved

Clyde Ormond

Bureau Manager, Division of Occupational & Professional Licensing